

NOV 16 2004



Fitch, Even, Tabin & Flannery
Intellectual Property Law

F A C S I M I L E

Name: United States Patent and Trademark Office
Technology Center 2100
FAX: (703) 872-9306

Today's Date: November 16, 2004
From: Steven M. Freeland, Reg. No. 42,555
Application No.: 09/649,215
Filing Date: 08/28/2000
Inventor: Lamkin et al.
Group Art Unit: 2124
Examiner: Vu, Thuan A.
Customer No. 22242
Confirmation No. 7416

Attorney Docket No.: 68570/7236
Pages: Six (6) (including this 1-page coversheet)
Dispatched by: Steven M. Freeland

Transmitted herewith via facsimile:

Amendment D (4 pgs.); Transmittal (1 pg.); Fax Cover Sheet (1 pg.)

The documents accompanying this facsimile transmittal cover sheet contain information from the law firm of Fitch, Even, Tabin & Flannery which may be confidential and/or legally privileged. The documents are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient or an agent responsible for delivering these documents to the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmitted information is strictly prohibited. If you have received this facsimile in error, please immediately notify the Firm so that we can arrange for the return of the original documents to us. Thank you.

9276 Scranton Road, Suite 250
San Diego, CA 92121
Telephone 858-552-1311
Fax 858-552-0095

PTO/SB/21 (08-03)

Approval for use through 07/31/2004. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

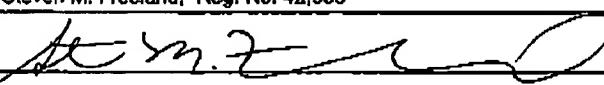
(to be used for all correspondence after initial filing)

		Application Number	09/649,215
		Filing Date	August 28, 2000
		First Named Inventor	Lamkin et al.
		Art Unit	2124
		Examiner Name	Vu, Tuan A.
Total Number of Pages in This Submission	6	Attorney Docket Number	68570/7236

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form (In duplicate) <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Fax Cover Sheet
--	--	--

REMARKS:**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Individual name	Steven M. Freeland, Reg. No. 42,555
Signature	
Date	November 16, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 the date shown below.

November 16, 2004

Typed or printed name	Steven M. Freeland
Signature	
Date	November 16, 2004

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

003

NOV 16 2004

Attorney Docket No. 68570/7236

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lamkin et al.

Application No.: 09/649,215

Filed: August 28, 2000

Title: SOFTWARE ENGINE FOR
COMBINING VIDEO OR AUDIO
CONTENT WITH PROGRAMMATIC
CONTENT

Group Art Unit: 2124

Examiner: Vu, Tuan A.

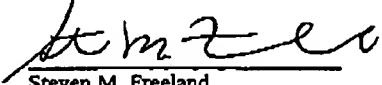
Customer No.: 22242

Conf. No.: 7416

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:

11/16/2004
Date


 Steven M. Freeland
 Reg. No. 42,555
 Attorney for Applicants
AMENDMENT D

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed August 16, 2004, Applicants provide the following remarks: